

Committee Room,  
Austin, Texas, May 30, 1923.

Hon. R. E. Seagler, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills have carefully examined and compared

H. B. No. 8, A bill to be entitled  
"An Act levying and providing for the  
payment of a State occupation tax on  
wholesale dealers of coal oil, fuel oil,  
naphtha, benzine, gasoline or any other  
mineral oils refined from petroleum; re-  
quiring records to be kept, reports to be  
made, and prescribing penalties for fail-  
ure to comply with this act, and per-  
mitting officials to inspect all records so  
kept; providing for venue and jurisdic-  
tion for collection of penalties, taxes and  
prosecutions, and declaring an emer-  
gency."

And find the same correctly engrossed.  
PRICE, Vice-Chairman.

#### TENTH DAY.

(Thursday, May 31, 1923.)

The House met at 10 o'clock a. m.,  
pursuant to adjournment, and was  
called to order by Speaker Seagler.

The roll was called and the following  
members were present:

|                 |                  |
|-----------------|------------------|
| Abney.          | Dielmann.        |
| Arnold.         | Dodd.            |
| Avis.           | Downs.           |
| Baker of Milam. | Driggers.        |
| Barker.         | Duffey.          |
| Barrett.        | Dunlap.          |
| Beasley.        | Dunn.            |
| Bell.           | Durham.          |
| Bird.           | Edwards.         |
| Blount.         | Faubion.         |
| Bonham.         | Fields.          |
| Burmeister.     | Finlay.          |
| Cable.          | Frnka.           |
| Carpenter       | Fugler.          |
| of Dallas.      | Gipson.          |
| Carpenter       | Green.           |
| of Matagorda.   | Greer.           |
| Carson.         | Hardin of Erath. |
| Carter of Coke. | Harrington.      |
| Carter of Hays. | Harris.          |
| Chitwood.       | Henderson        |
| Coffee.         | of Marion.       |
| Collins.        | Henderson        |
| Covey.          | of McLennan.     |
| Cowen.          | Hendricks.       |
| Crawford.       | Houston.         |
| Culp.           | Howeth.          |
| Davenport.      | Hull.            |
| Davis.          | Jacks.           |
| DeBerry.        | Jennings.        |

Johnson.  
Kemble.  
Lackey.  
Laird.  
Lane.  
LeMaster.  
Lewis.  
Looney.  
McDaniel.  
McFarlane.  
McKean.  
McNatt.  
Martin.  
Mathes.  
Maxwell.  
Melson.  
Merritt.  
Miller.  
Montgomery.  
Moore.  
Pate.  
Patman.  
Patterson.  
Perdue.  
Pinkston.  
Pool.  
Pope.  
Potter.  
Purl.  
Quaid.  
Quinn.  
Rice.

Robinson.  
Rogers.  
Russell  
of Callahan.  
Sanford.  
Satterwhite.  
Shearer.  
Shires.  
Simpson.  
Smith.  
Sparkman.  
Stell.  
Stevens.  
Stewart  
of Edwards.  
Stewart  
of Galveston.  
Stewart of Jasper.  
Stewart of Reeves.  
Stiernberg.  
Storey.  
Stroder.  
Teer.  
Thompson.  
Thrasher.  
Turner.  
Wallace.  
Westbrook.  
Wessels.  
Wilmans.  
Winfree.  
Young.

Absent.

|             |               |
|-------------|---------------|
| Amsler.     | Morgan        |
| Baldwin.    | of Liberty.   |
| Bobbitt.    | Morgan        |
| Hardin      | of Robertson. |
| of Kaufman. | Price.        |
| Hughes.     | Rowland.      |
| Irwin.      | Strickland.   |
| LeSturgeon. | Vaughan.      |
| Loftin.     | Wells.        |
|             | Williamson.   |

Absent—Excused.

|                  |                     |
|------------------|---------------------|
| Atkinson.        | McBride.            |
| Baker of Orange. | McDonald.           |
| Bryant.          | Merriman.           |
| Dinkle.          | Russell of Trinity. |
| Jones.           | Sackett.            |
| Lamb.            | Sweet.              |
| Lusk.            | Wilson.             |

A quorum was announced present.  
Prayer was offered by Rev. J. C.  
Mitchell, Chaplain.

#### LEAVES OF ABSENCE GRANTED.

The following members were granted  
leaves of absence on account of sick-  
ness:

Mr. McDonald for today and indefi-  
nitely, on motion of Mr. Davenport.

Mr. Russell of Trinity for yesterday, today and indefinitely, on motion of Mr. Thrasher.

Mr. Dinkle for today, on motion of Mr. Beasley.

Mr. Wilson for yesterday, today and indefinitely, on motion of Mr. Bell.

Mr. Jones for today and remainder of week, on motion of Mr. Quaid.

Mr. McBride for today, on motion of Mr. Howeth.

Mr. Irwin for today, on motion of Mr. Carpenter of Dallas.

#### SENATE BILL NO. 15 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 15, A bill to be entitled "An Act making an appropriation to carry into effect the provisions of Chapter 41, General Laws of the First Called Session of the Thirty-seventh Legislature, and declaring an emergency."

The bill was read third time.

Mr. Green offered the following amendment to the bill:

Amend Senate bill No. 15 by striking out the enacting clause.

(Mr. Satterwhite in the chair.)

The amendment was lost.

Senate bill No. 15 was then finally passed by the following vote:

#### Yeas—77.

|                 |             |
|-----------------|-------------|
| Arnold.         | Driggers.   |
| Avis.           | Dunlap.     |
| Baker of Milam. | Dunn.       |
| Barker.         | Durham.     |
| Barrett.        | Faubion.    |
| Beasley.        | Fields.     |
| Bird.           | Finlay.     |
| Blount.         | Gipson.     |
| Bonham.         | Greer.      |
| Burmeister.     | Harrington. |
| Cable.          | Harris.     |
| Carpenter       | Hendricks.  |
| of Dallas.      | Howeth.     |
| Carpenter       | Lackey.     |
| of Matagorda.   | Lane.       |
| Carson.         | LeMaster.   |
| Carter of Hays. | Lewis.      |
| Chitwood.       | McDaniel.   |
| Coffee.         | McFarlane.  |
| Cowen.          | McKean.     |
| Culp.           | McNatt.     |
| Davenport.      | Martin.     |
| Davis.          | Merritt.    |
| DeBerry.        | Montgomery. |
| Dodd.           | Moore.      |
| Downs.          | Patman.     |

Patterson.  
Perdue.  
Pinkston.  
Pope.  
Quaid.  
Robinson.  
Russell  
of Callahan.  
Sanford.  
Satterwhite.  
Shearer.  
Shires.  
Simpson.  
Smith.  
Sparkman.

Stell.  
Stewart  
of Galveston.  
Stewart of Jasper.  
Stiernberg.  
Stroder.  
Teer.  
Thompson.  
Thrasher.  
Turner.  
Wallace.  
Westbrook.  
Wilmons.  
Winfree.  
Young.

#### Nays—23.

|                 |                    |
|-----------------|--------------------|
| Abney.          | Looney.            |
| Carter of Coke. | Melson.            |
| Crawford.       | Miller.            |
| Frnka.          | Potter.            |
| Fugler.         | Purl.              |
| Green.          | Quinn.             |
| Henderson       | Rice.              |
| of McLennan.    | Rogers.            |
| Jacks.          | Stevens.           |
| Jennings.       | Stewart of Reeves. |
| Kemble.         | Storey.            |
| Laird.          | Wessels.           |

#### Present—Not Voting.

Mr. Speaker. Duffey.

#### Absent.

|                  |               |
|------------------|---------------|
| Amsler.          | LeSturgeon.   |
| Baldwin.         | Loftin.       |
| Bell.            | Mathes.       |
| Bobbitt.         | Maxwell.      |
| Collins.         | Morgan        |
| Covey.           | of Liberty.   |
| Dielmann.        | Morgan        |
| Edwards.         | of Robertson. |
| Hardin of Erath. | Pate.         |
| Hardin           | Pool.         |
| of Kaufman.      | Price.        |
| Henderson        | Rowland.      |
| of Marion.       | Stewart       |
| Houston.         | of Edwards.   |
| Hughes.          | Strickland.   |
| Hull.            | Vaughan.      |
| Irwin.           | Wells.        |
| Johnson.         | Williamson.   |

#### Absent—Excused.

|                  |                     |
|------------------|---------------------|
| Atkinson.        | McBride.            |
| Baker of Orange. | McDonald.           |
| Bryant.          | Merriman.           |
| Dinkle.          | Russell of Trinity. |
| Jones.           | Sackett.            |
| Lamb.            | Sweet.              |
| Lusk.            | Wilson.             |

(Speaker in the chair.)

# AUTHORIZING CITIZENS OF HARRIS COUNTY TO CONSTRUCT CERTAIN PAVILION.

The Speaker laid before the House, for consideration at this time,

S. J. R. No. 1, Authorizing citizens of Houston and Harris county to construct certain pavilion, with the following (committee) amendment:

Amend Senate Joint Resolution No. 1 by striking out the following language: "And that said persons, organizations and societies may be allowed, upon the payment for such, to have the names of the donors inscribed thereon," and to insert the following: "And that it shall be permissible to inscribe the names of schools, colleges or universities thereon."

The resolution having heretofore been read second time.

On motion of Mr. Patman, the resolution was laid on the table subject to call.

## HOUSE BILL NO. 67 ON SECOND READING.

On motion of Mr. Cowen, by unanimous consent, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 67, A bill to be entitled "An Act levying and providing for the payment of a State occupation tax on those who, in this State, refine, compound, manufacture, blend or prepare gasoline or gasoline substitutes from petroleum or natural gas and sell same in intrastate commerce in this State; and levying a State occupation tax on those who make the first sale in intrastate commerce in this State of gasoline or gasoline substitute, brought into the State from outside the State which has been refined, compounded, manufactured, blended or prepared from petroleum or natural gas; requiring reports to be made, and records to be kept, and permitting inspection thereof by proper public officials, and prescribing penalties for failure to comply with the act in order to facilitate collection of such occupation taxes; providing for the interest on delinquent taxes and penalties; making disposition of the taxes after collected; providing for suits for taxes, penalties and interest and compensation of officers bringing same; defining gasoline; declaring the legislative intent as to parts of the act being held invalid; repealing the

present gasoline occupation tax law; defining 'person' as used in the act, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Davenport offered the following amendment to the bill:

Amend House bill No. 67, page 107 of the House Journal, by striking out all of Section 1 and inserting the following:

"Section 1. Every person refining, compounding, manufacturing, blending or preparing any gasoline in this State shall pay to the State of Texas an occupation tax equal to one cent per gallon of all such gasoline. Such tax shall be due and payable at the office of the State Treasurer at Austin on the 25th day of each month, based on such refining, compounding, manufacturing, blending or preparing during the calendar month next preceding."

Mr. Cowen moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—58.

|                  |                    |
|------------------|--------------------|
| Abney.           | Lackey.            |
| Arnold.          | Lewis.             |
| Avis.            | Looney.            |
| Beasley.         | McFarlane.         |
| Bell.            | McKean.            |
| Bird.            | McNatt.            |
| Blount.          | Martin.            |
| Carter of Coke.  | Maxwell.           |
| Carter of Hays.  | Melson.            |
| Chitwood.        | Merritt.           |
| Coffee.          | Miller.            |
| Covey.           | Moore.             |
| Cowen.           | Pinkston.          |
| Crawford.        | Pool.              |
| Dunlap.          | Potter.            |
| Dunn.            | Purl.              |
| Edwards.         | Quaid.             |
| Finlay.          | Quinn.             |
| Fugler.          | Robinson.          |
| Gipson.          | Rogers.            |
| Green.           | Sanford.           |
| Greer.           | Satterwhite.       |
| Hardin of Erath. | Smith.             |
| Harrington.      | Stevens.           |
| Henderson        | Stewart of Reeves. |
| of Marion.       | Stroder.           |
| Hendricks.       | Turner.            |
| Houston.         | Wallace.           |
| Jennings.        | Westbrook.         |
| Kemble.          | Wilmans.           |

Nays—44.

|                 |          |
|-----------------|----------|
| Baker of Milam. | Barrett. |
| Barker.         | Cable.   |

|                         |                    |
|-------------------------|--------------------|
| Carpenter<br>of Dallas. | LeMaster.          |
| Carson.                 | McDaniel.          |
| Davenport.              | Patman.            |
| Davis.                  | Patterson.         |
| DeBerry.                | Perdue.            |
| Dodd.                   | Pope.              |
| Downs.                  | Rice.              |
| Driggers.               | Russell            |
| Duffey.                 | of Callahan.       |
| Durham.                 | Shearer.           |
| Faubion.                | Shires.            |
| Fields.                 | Simpson.           |
| Frnka.                  | Sparkman.          |
| Harris.                 | Stell.             |
| Henderson               | Stewart of Jasper. |
| of McLennan.            | Stiernberg.        |
| Howeth.                 | Storey.            |
| Hull.                   | Teer—              |
| Jacks.                  | Thompson.          |
| Johnson.                | Thrasher.          |
| Lane.                   | Wessels.           |

Present—Not Voting.

Mr. Speaker. Young.

Absent.

|               |               |
|---------------|---------------|
| Amsler.       | Montgomery.   |
| Baldwin.      | Morgan        |
| Bobbitt.      | of Liberty.   |
| Bonham.       | Morgan        |
| Burmeister.   | of Robertson. |
| Carpenter     | Pate.         |
| of Matagorda. | Price.        |
| Collins.      | Rowland.      |
| Culp.         | Stewart       |
| Dielmann.     | of Edwards.   |
| Hardin        | Stewart       |
| of Kaufman.   | of Galveston. |
| Hughes.       | Strickland.   |
| Irwin.        | Vaughan.      |
| Laird.        | Wells.        |
| LeSturgeon.   | Williamson.   |
| Loftin.       | Winfree.      |
| Mathes.       |               |

Absent—Excused.

|                  |                     |
|------------------|---------------------|
| Atkinson.        | McBride.            |
| Baker of Orange. | McDonald.           |
| Bryant.          | Merriman.           |
| Dinkle.          | Russell of Trinity. |
| Jones.           | Sackett.            |
| Lamb.            | Sweet.              |
| Lusk.            | Wilson.             |

Mr. Patman offered the following amendment to the bill:

Amend House bill No. 67, page 107 of the House Journal, by striking out all of Section 1 and inserting the following:

"Section 1. Every person refining, compounding, manufacturing, blending or preparing any gasoline in this State shall pay to the State of Texas an oc-

cupation tax equal to one-third of one cent per gallon of all such gasoline. Such tax shall be due and payable at the office of the State Treasurer at Austin on the 25th day of each month based on such refining, compounding, manufacturing or preparing during the calendar month next preceding."

Mr. Culp moved that further consideration of the bill be postponed until 10 o'clock a. m. tomorrow.

Mr. Henderson of Marion moved to table the motion to postpone.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—62.

|                  |                    |
|------------------|--------------------|
| Abney.           | Lane.              |
| Arnold.          | LeMaster.          |
| Avis.            | McKean.            |
| Baldwin.         | McNatt.            |
| Barrett.         | Maxwell.           |
| Beasley.         | Melson.            |
| Bell.            | Moore.             |
| Bird.            | Patterson.         |
| Carpenter        | Perdue.            |
| of Matagorda.    | Pool.              |
| Carson.          | Potter.            |
| Carter of Coke.  | Purl.              |
| Carter of Hays.  | Quaid.             |
| Chitwood.        | Quinn.             |
| Collins.         | Robinson.          |
| Covey.           | Rogers.            |
| Cowen.           | Russell            |
| Crawford.        | of Callahan.       |
| Driggers.        | Sanford.           |
| Duffey.          | Satterwhite.       |
| Dunlap.          | Simpson.           |
| Durham.          | Stewart            |
| Edwards.         | of Edwards.        |
| Fields.          | Stewart            |
| Finlay.          | of Galveston.      |
| Fugler.          | Stewart of Reeves. |
| Gipson.          | Teer.              |
| Greer.           | Thrasher.          |
| Hardin of Erath. | Turner.            |
| Harrington.      | Wallace.           |
| Harris.          | Westbrook.         |
| Henderson        | Wilmans.           |
| of Marion.       | Winfree.           |
| Lackey.          |                    |

Nays—42.

|                 |              |
|-----------------|--------------|
| Baker of Milam. | Dielmann.    |
| Barker.         | Dodd.        |
| Bonham.         | Downs.       |
| Burmeister.     | Dunn.        |
| Cable.          | Frnka.       |
| Carpenter       | Henderson    |
| of Dallas.      | of McLennan. |
| Culp.           | Hendricks.   |
| Davenport.      | Houston.     |
| Davis.          | Hull.        |
| DeBerry.        | Jacks.       |

|             |                    |
|-------------|--------------------|
| Johnson.    | Shearer.           |
| Laird.      | Shires.            |
| Lewis.      | Smith.             |
| Looney.     | Sparkman.          |
| McDaniel.   | Stell.             |
| Mathes.     | Stevens.           |
| Merritt.    | Stewart of Jasper. |
| Montgomery. | Stroder.           |
| Patman.     | Thompson.          |
| Pinkston.   | Wessels.           |
| Pope.       | Young.             |
| Rice.       |                    |

Present—Not Voting.

Mr. Speaker.

Absent.

|              |               |
|--------------|---------------|
| Amsler.      | Martin.       |
| Blount.      | Miller.       |
| Bobbitt.     | Morgan        |
| Coffee.      | of Liberty.   |
| Faubion.     | Morgan        |
| Green.       | of Robertson. |
| Hardin       | Pate.         |
| of Kaufman.  | Price.        |
| Howeth.      | Rowland.      |
| Hughes.      | Stiernberg.   |
| Irwin.       | Storey.       |
| Jennings.    | Strickland.   |
| Kemble.      | Vaughan.      |
| LeStourgeon. | Wells.        |
| Loftin.      | Williamson.   |
| McFarlane.   |               |

Absent—Excused.

|                  |                     |
|------------------|---------------------|
| Atkinson.        | McBride.            |
| Baker of Orange. | McDonald.           |
| Bryant.          | Merriman.           |
| Dinkle.          | Russell of Trinity. |
| Jones.           | Sackett.            |
| Lamb.            | Sweet.              |
| Lusk.            | Wilson.             |

Mr. Quinn moved to table the amendment by Mr. Patman.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—49.

|           |                  |
|-----------|------------------|
| Abney.    | Edwards.         |
| Arnold.   | Faubion.         |
| Avis.     | Fugler.          |
| Baldwin.  | Gipson.          |
| Beasley.  | Hardin of Erath. |
| Bell.     | Harrington.      |
| Bird.     | Henderson.       |
| Blount.   | of Marion.       |
| Carson.   | Hendricks.       |
| Chitwood. | Kemble.          |
| Collins.  | Lackey.          |
| Covey.    | McKean.          |
| Cowen.    | McNatt.          |
| Crawford. | Mathes.          |
| Dunlap.   | Maxwell.         |

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|             |                    |
|-------------|--------------------|
| Melson.     | Russell            |
| Montgomery. | of Callahan.       |
| Moore.      | Sanford.           |
| Patterson.  | Satterwhite.       |
| Pool.       | Smith.             |
| Potter.     | Stewart of Reeves. |
| Purl.       | Storey.            |
| Quaid.      | Turner.            |
| Quinn.      | Wallace.           |
| Robinson.   | Wessels.           |
|             | Winfree.           |

Nays—59.

|                 |                    |
|-----------------|--------------------|
| Baker of Milam. | Hull.              |
| Barker.         | Jacks.             |
| Barrett.        | Johnson.           |
| Bonham.         | Laird.             |
| Burmeister.     | Lane.              |
| Cable.          | LeMaster.          |
| Carpenter       | Looney.            |
| of Dallas.      | McDaniel.          |
| Carpenter       | McFarlane.         |
| of Matagorda.   | Merritt.           |
| Carter of Coke. | Patman.            |
| Carter of Hays. | Perdue.            |
| Culp.           | Pinkston.          |
| Davenport.      | Pope.              |
| Davis.          | Rice.              |
| DeBerry.        | Rogers.            |
| Dielmann.       | Shearer.           |
| Dodd.           | Shires.            |
| Downs.          | Simpson.           |
| Driggers.       | Sparkman.          |
| Duffey.         | Stell.             |
| Dunn.           | Stevens.           |
| Durham.         | Stewart            |
| Fields.         | of Edwards.        |
| Finlay.         | Stewart            |
| Frnka.          | of Galveston.      |
| Greer.          | Stewart of Jasper. |
| Harris.         | Stroder.           |
| Henderson       | Thompson.          |
| of McLennan.    | Thrasher.          |
| Houston.        | Westbrook.         |
| Howeth.         | Young.             |

Present—Not Voting.

Wilmans.

Absent.

|              |               |
|--------------|---------------|
| Amsler.      | Morgan        |
| Bobbitt.     | of Liberty.   |
| Coffee.      | Morgan        |
| Green.       | of Robertson. |
| Hardin       | Pate.         |
| of Kaufman.  | Price.        |
| Hughes.      | Rowland.      |
| Irwin.       | Stiernberg.   |
| Jennings.    | Strickland.   |
| LeStourgeon. | Teer.         |
| Lewis.       | Vaughan.      |
| Loftin.      | Wells.        |
| Martin.      | Williamson.   |
| Miller.      |               |

Absent—Excused.

|                  |                     |
|------------------|---------------------|
| Atkinson.        | McBride.            |
| Baker of Orange. | McDonald.           |
| Bryant.          | Merriman.           |
| Dinkle.          | Russell of Trinity. |
| Jones.           | Sackett.            |
| Lamb.            | Sweet.              |
| Lusk.            | Wilson.             |

On motion of Mr. Patman, further consideration of the bill was postponed until 3 o'clock p. m. today.

#### HOUSE BILL NO. 6 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 6, A bill to be entitled "An Act to amend Chapter 2, Title 126, of the Revised Civil Statutes of the State of Texas, 1911, relative to the levy of occupation taxes based on gross receipts, by adding thereto a new article to be numbered Article 7384r, said article extending the provisions of said chapter so as to include individuals, companies, associations or corporations engaged in and pursuing the business of brokers, factors, commission merchants or manufacturers' agents; levying a tax of one-half of one per cent on the gross annual commissions and brokerage, or sales and purchases of said individuals, companies, associations or corporations, and declaring an emergency."

The bill was read second time.

On motion of Mr. Patman, further consideration of the bill was postponed until 10 o'clock a. m. next Monday.

#### HOUSE BILL NO. 7 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 7, A bill to be entitled "An Act to amend Chapter 2, Title 126, of the Revised Statutes of the State of Texas, 1911, relative to the levy of occupation taxes based on gross receipts, by adding thereto a new article to be numbered Article 7384t, said article extending the provisions of said chapter so as to include individuals, companies, associations or corporations owning, operating or controlling an establishment in this State for the manufacture or distribution, at wholesale, of casings, tires, tubes, parts, accessories and supplies for motor vehicles; levying a tax

of one-fourth of one per cent on the gross receipts of said individuals, companies, associations or corporations, and declaring an emergency."

On motion of Mr. Patman, further consideration of the bill was postponed until 10 o'clock a. m. tomorrow.

#### HOUSE BILL NO. 11 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 11, A bill to be entitled "An Act to amend subdivision 5 of Article 7618 of the Revised Civil Statutes of 1911, as amended by Chapter 124, page 190, General Laws, Regular Session, Thirty-fourth Legislature, approved March 22, 1915, pertaining to the collection of delinquent and insolvent taxes and making reports of same by county tax collectors."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 11 ON THIRD READING.

Mr. Downs moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 11 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—101.

|                 |                  |
|-----------------|------------------|
| Mr. Speaker.    | Davis.           |
| Abney.          | DeBerry.         |
| Arnold.         | Dielmann.        |
| Avis.           | Dodd.            |
| Baker of Milam. | Downs.           |
| Baldwin.        | Driggers.        |
| Barker.         | Duffey.          |
| Barrett.        | Dunn.            |
| Beasley.        | Durham.          |
| Blount.         | Edwards.         |
| Bonham.         | Faubion.         |
| Burmeister.     | Finlay.          |
| Cable.          | Frnka.           |
| Carpenter       | Gipson.          |
| of Dallas.      | Greer.           |
| Carpenter       | Hardin of Erath. |
| of Matagorda.   | Harrington.      |
| Carson.         | Harris.          |
| Carter of Coke. | Henderson.       |
| Carter of Hays. | of Marion.       |
| Chitwood.       | Henderson        |
| Collins.        | of McLennan.     |
| Covey.          | Hendricks.       |
| Cowen.          | Houston.         |
| Crawford.       | Howeth.          |
| Culp.           | Hull.            |
| Davenport.      | Johnson.         |

|              |                    |
|--------------|--------------------|
| Kemble.      | Sanford.           |
| Lackey.      | Satterwhite.       |
| Laird.       | Shearer.           |
| Lane.        | Shires.            |
| LeMaster.    | Simpson.           |
| Looney.      | Smith.             |
| McDaniel.    | Sparkman.          |
| McFarlane.   | Stell.             |
| McNatt.      | Stevens.           |
| Martin.      | Stewart            |
| Maxwell.     | of Edwards.        |
| Melson.      | Stewart            |
| Merritt.     | of Galveston.      |
| Montgomery.  | Stewart of Jasper. |
| Patman.      | Stewart of Reeves. |
| Patterson.   | Storey.            |
| Perdue.      | Stroder.           |
| Pinkston.    | Teer.              |
| Potter.      | Thompson.          |
| Purl.        | Thrasher.          |
| Quaid.       | Turner.            |
| Quinn.       | Wallace.           |
| Rice.        | Westbrook.         |
| Robinson.    | Wessels.           |
| Rogers.      | Wilmans.           |
| Russell      | Winfree.           |
| of Callahan. | Young.             |

## Absent.

|             |               |
|-------------|---------------|
| Amsler.     | McKean.       |
| Bell.       | Mathes.       |
| Bird.       | Miller.       |
| Bobbitt.    | Moore.        |
| Coffee.     | Morgan        |
| Dunlap.     | of Liberty.   |
| Fields.     | Morgan        |
| Fugler.     | of Robertson. |
| Green.      | Pate.         |
| Hardin      | Pool.         |
| of Kaufman. | Pope.         |
| Hughes.     | Price.        |
| Irwin.      | Rowland.      |
| Jacks.      | Stiernberg.   |
| Jennings.   | Strickland.   |
| LeSturgeon. | Vaughan.      |
| Lewis.      | Wells.        |
| Loftin.     | Williamson.   |

## Absent—Excused.

|                  |                     |
|------------------|---------------------|
| Atkinson.        | McBride.            |
| Baker of Orange. | McDonald.           |
| Bryant.          | Merriman.           |
| Dinkle.          | Russell of Trinity. |
| Jones.           | Sackett.            |
| Lamb.            | Sweet.              |
| Lusk.            | Wilson.             |

The Speaker then laid House bill No. 11 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—102.

|              |         |
|--------------|---------|
| Mr. Speaker. | Arnold. |
| Abney.       | Avis.   |

|                 |                    |
|-----------------|--------------------|
| Baker of Milam. | Laird.             |
| Baldwin.        | Lane.              |
| Barker.         | LeMaster.          |
| Barrett.        | Looney.            |
| Beasley.        | McDaniel.          |
| Bell.           | McFarlane.         |
| Bird.           | McKean.            |
| Blount.         | McNatt.            |
| Bonham.         | Martin.            |
| Burmeister.     | Maxwell.           |
| Cable.          | Melson.            |
| Carpenter       | Merritt.           |
| of Dallas.      | Montgomery.        |
| Carpenter       | Patman.            |
| of Matagorda.   | Patterson.         |
| Carson.         | Perdue.            |
| Carter of Coke. | Pinkston.          |
| Carter of Hays. | Potter.            |
| Chitwood.       | Purl.              |
| Collins.        | Quaid.             |
| Covey.          | Quinn.             |
| Cowen.          | Rice.              |
| Crawford.       | Robinson.          |
| Culp.           | Rogers.            |
| Davenport.      | Russell            |
| Davis.          | of Callahan.       |
| Dielmann.       | Sanford.           |
| Dodd.           | Satterwhite.       |
| Downs.          | Shearer.           |
| Driggers.       | Shires.            |
| Duffey.         | Simpson.           |
| Dunn.           | Smith.             |
| Durham.         | Sparkman.          |
| Edwards.        | Stell.             |
| Faubion.        | Stevens.           |
| Fields.         | Stewart            |
| Frnka.          | of Edwards.        |
| Gipson.         | Stewart            |
| Greer.          | of Galveston.      |
| Harrington.     | Stewart of Jasper. |
| Harris.         | Stewart of Reeves. |
| Henderson.      | Storey.            |
| of Marion.      | Stroder.           |
| Henderson       | Teer.              |
| of McLennan.    | Thompson.          |
| Hendricks:      | Thrasher.          |
| Houston.        | Turner.            |
| Howeth.         | Wallace.           |
| Hull.           | Westbrook.         |
| Jacks.          | Wessels.           |
| Johnson.        | Wilmans.           |
| Kemble.         | Winfree.           |
| Lackey.         | Young.             |

## Absent.

|                  |              |
|------------------|--------------|
| Amsler.          | Irwin.       |
| Bobbitt.         | Jennings.    |
| Coffee.          | LeSturgeon.  |
| DeBerry.         | Lewis.       |
| Dunlap.          | Loftin.      |
| Finlay.          | Mathes.      |
| Fugler.          | Miller.      |
| Green.           | Moore.       |
| Hardin of Erath. | Morgan       |
| Hardin           | of Liberty.  |
| of Kaufman.      | Morgan       |
| Hughes.          | of Robertson |

|          |             |
|----------|-------------|
| Pate.    | Stiernberg. |
| Pool.    | Strickland. |
| Pope.    | Vaughan.    |
| Price.   | Wells.      |
| Rowland. | Williamson. |

Absent—Excused.

|                  |                     |
|------------------|---------------------|
| Atkinson.        | McBride.            |
| Baker of Orange. | McDonald.           |
| Bryant.          | Merriman.           |
| Dinkle.          | Russell of Trinity. |
| Jones.           | Sackett.            |
| Lamb.            | Sweet.              |
| Lusk.            | Wilson.             |

#### BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled bill:

H. B. No. 41. "An Act prescribing the method of the county tax collector making remittances to the State Treasurer or any other State officer, board, commission or employe of the State, and inhibiting the payment of exchange on any such remittances; providing that liability shall not cease until actual receipt of money, and declaring an emergency."

#### EMPLOYES OF THE HOUSE.

The Speaker announced the appointment of the following pages:

E. J. Davis, Jr., to take the place of Buster Vanpelt, resigned.

William McDannell, to take the place of John Lee Pool, resigned.

#### MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, May 31, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted the adverse minority report on

H. B. No. 10, A bill to be entitled "An Act levying an occupation tax upon the right and privilege of producing oil in this State by taking same from the earth; defining the words 'person,' 'market value' and 'oil'; levying such tax against those engaged in such production; requiring reports to be made in order to ascertain the amount of said tax due the State; prescribing penalties for failure to comply with the act requiring reports to be made and requiring said tax to be paid within a certain time; making necessary provi-

sion for carrying into effect the act and accomplishing its purpose; amending Article 7383, Chapter 2, of Title 126 of the Revised Civil Statutes of 1911, as amended; providing that Articles 7386 and 7387, Revised Civil Statutes, shall not apply to those affected by this act, and declaring an emergency."

A motion was made to reconsider the vote by which the adverse minority report was adopted and to spread the motion on the Journal. The motion was called up and a motion to table the motion to reconsider was lost by a vote of 13 yeas, 13 nays and 1 pair. The motion then recurred on the motion to reconsider, and that motion was lost by a vote of 12 yeas, 15 nays and 1 pair.

The Senate has adopted the adverse majority report on

H. B. No. 1, A bill to be entitled "An Act to amend Article 7374 of the Revised Civil Statutes of 1911, levying and providing for the payment of an occupation tax on all persons, firms, companies, corporations, common law trusts, associations operating under a declaration of trust, or any other association or concern, of whatsoever name known or howsoever organized, formed or created, owning, managing or operating any pipe line or pipe lines within this State, based upon gross receipts derived from business done within this State in intrastate commerce, and declaring an emergency," by a vote of 15 yeas, 9 nays and 1 pair.

Respectfully,

RICHARD BLALOCK,

Assistant Secretary of the Senate.

#### MESSAGE FROM THE GOVERNOR.

Mrs. Margaret Tindale, Assistant Secretary to the Governor, appeared at the bar of the House, and being duly announced, presented the following message from the Governor, which was read to the House, as follows:

Governor's Office,

Austin, Texas, May 31, 1923.

To the Members of the Thirty-eighth Legislature, Third Called Session.

Gentlemen: This message is to advise you that I have this day vetoed and filed with the Secretary of State, the following appropriation bills aggregating \$39,207,931.33, passed by the Thirty-eighth Legislature at its Second Called Session:



Senate bill No. 32—An act appropriating \$6,670,717.56 for the support of the departments of the State government.

House bill No. 41—An act appropriating \$7,235,985 for the maintenance of the eleemosynary institutions of the State.

Senate bill No. 3—A bill appropriating \$11,898,124.80 for the support of our educational institutions.

House bill No. 23—An act appropriating \$3,000,000 for the purpose of promoting rural education.

House bill No. 7—Appropriating \$6,000,000 to aid the public schools of the State.

House bill No. 5—An act appropriating \$3,235,884 for the support of the Judicial Department of the State government.

Senate bill No. 92—Appropriating \$829,458.39 to pay miscellaneous claims against the State.

Senate bill No. 29—An act making supplemental appropriation of \$335,761.58 for the support of the departments of the State government, and for the maintenance of our eleemosynary and educational institutions.

House Concurrent Resolution No. 12—Appropriating \$2000 to pay salary of the engineer for eleemosynary institutions.

The above appropriations, in addition to other appropriations made by the Thirty-eighth Legislature, exceed by approximately eight million dollars the income of the State. It is indisputably true that the State cannot pay out money that it does not have. Therefore, I felt that it was my solemn and constitutional duty to veto these appropriation bills in order that you may have an opportunity to reconsider your revenue bills and your appropriation bills, to the end that the State may be kept upon a cash paying basis.

Yours sincerely,  
(Signed) PAT M. NEFF,  
Governor.

#### RECESS.

On motion of Mr. Carter of Coke, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

#### AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker.

#### HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Henderson of Marion:

H. B. No. 74, A bill to be entitled "An Act to appropriate four million dollars (\$4,000,000) out of the general funds of the State to aid all the public schools for the scholastic years beginning September 1, 1923, and September 1, 1924, and ending August 31, 1924, and August 31, 1925, respectively, the same to be distributed as the available school funds are now distributed, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Chitwood, Mr. Dunn, Mr. Harrington and Mr. Edwards:

H. B. No. 75, A bill to be entitled "An Act for the purpose of promoting the public school interests of rural schools and those of small towns, of aiding the people to provide adequate school facilities for the education of their children, by the appropriation of one million two hundred thousand dollars per year, or so much thereof as may be necessary, for the next two fiscal years ending August 31, 1924, and August 31, 1925, respectively, allowing the State Board of Education and the State Superintendent of Public Instruction to aid such schools in accordance with the conditions herein specified; providing how such schools shall be located and school buildings constructed, furnished and maintained; providing certain prerequisites for the granting of such aid, and providing no school having over five hundred scholastics shall receive such aid, giving preference to all school districts in which the available school fund, together with the local district tax, will not maintain the school six months in the year; limiting the amount which any school may receive; providing for aid for schools where extraordinary conditions prevent schools from meeting stated requirements; providing assistance for such rural schools as will afford instructions and demonstration in home and farm vocations, according to plans approved by the State Department of Education; providing assistance for small districts which effect consolidation during the next two fiscal

years; providing for the expenses of administration by action of the State Board of Education; providing for reports to be made to the State Superintendent of Public Instruction and to the State Board of Education; providing for the manner of payment and disbursement of all money granted under the provisions of this act; repealing all laws and parts of laws in conflict herewith."

Referred to Committee on Appropriations.

By Mr. Quaid:

H. B. No. 76, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employes of certain eleemosynary institutions of the State and other expenses of maintaining and conducting them for the two fiscal years beginning September 1, 1923, and ending August 31, 1925, as follows, to-wit: Confederate Woman's Home, State Confederate Home, State Lunatic Asylum, State Pasteur Institute, Southwestern Insane Asylum, North Texas Hospital for the Insane, State Epileptic Colony, State Orphan Home, State Institution for Training of Juveniles, Girls' Training School, State Colony for Feeble-Minded, State Tuberculosis Sanatorium, Hospital for Crippled Children, Deaf, Dumb and Blind Institute for Colored Youths, Northwest Texas Insane Asylum, State Home for Dependent and Neglected Children."

Referred to Committee on Appropriations.

By Mr. Quaid:

H. B. No. 77, A bill to be entitled "An Act making appropriations to pay salaries of judges and the support of the Judicial Department of the State government for the two years beginning September 1, 1923, and ending August 31, 1925."

Referred to Committee on Appropriations.

#### HOUSE BILL NO. 22 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 22, A bill to be entitled "An Act amending subdivision (1) of Section 1 of an act authorizing and empowering certain municipalities of this State to fix and prescribe the an-

nual salaries or compensation of their city or corporation judge, city attorney and city auditor at not exceeding a maximum amount thereof, and declaring an emergency, being House bill No. 101, Chapter 21, of the General Laws of Texas, approved June 17, 1920, and effective June 17, 1923, and declaring an emergency."

The bill was read second time and was passed to engrossment.

Mr. Bird moved a call of the House for the purpose of maintaining a quorum until 5 o'clock p. m. today, and the call was duly seconded.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall, and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Davenport, the Sergeant-at-Arms was instructed to bring in all absentees within the city.

The roll was called, and the Speaker announced that there was a quorum present.

#### HOUSE BILL NO. 22 ON THIRD READING.

Mr. Purl moved that the constitutional rule requiring bills to be read on three several days be suspended, and that House bill No. 22 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—100.

|                 |                  |
|-----------------|------------------|
| Mr. Speaker.    | Crawford.        |
| Arnold.         | Culp.            |
| Avis.           | Davenport.       |
| Baker of Milam. | DeBerry.         |
| Baldwin.        | Dielmann.        |
| Barker.         | Dodd.            |
| Barrett.        | Downs.           |
| Beasley.        | Driggers.        |
| Bird.           | Duffey.          |
| Bonham.         | Dunlap.          |
| Burmeister.     | Dunn.            |
| Cable.          | Durham.          |
| Carpenter       | Edwards.         |
| of Dallas.      | Faubion.         |
| Carpenter       | Fields.          |
| of Matagorda.   | Finlay.          |
| Carson.         | Frnka.           |
| Carter of Hays. | Gipson.          |
| Chitwood.       | Green.           |
| Covey.          | Greer.           |
| Cowen.          | Hardin of Erath. |

|             |                    |
|-------------|--------------------|
| Harrington. | Pinkston.          |
| Harris.     | Pope.              |
| Henderson   | Potter.            |
| of Marion.  | Price.             |
| Hendricks.  | Purl.              |
| Houston.    | Quaid.             |
| Howeth.     | Quinn.             |
| Hull.       | Rice.              |
| Irwin.      | Rogers.            |
| Jacks.      | Russell            |
| Jennings.   | of Callahan.       |
| Johnson.    | Sanford.           |
| Kemble.     | Satterwhite.       |
| Lackey.     | Shearer.           |
| Laird.      | Shires.            |
| Lane.       | Simpson.           |
| LeMaster.   | Smith.             |
| Lewis.      | Stell.             |
| Looney.     | Stewart            |
| McDaniel.   | of Edwards.        |
| McFarlane.  | Stewart            |
| McKean.     | of Galveston.      |
| McNatt.     | Stewart of Jasper. |
| Martin.     | Stroder.           |
| Mathes.     | Teer.              |
| Merritt.    | Thompson.          |
| Miller.     | Turner.            |
| Montgomery. | Wessels.           |
| Moore.      | Wilmans.           |
| Pate.       | Wilson.            |
| Patman.     | Winfree.           |
| Perdue.     | Young.             |

Nays—1.

Davis.

Present—Not Voting.

Sparkman.

Absent.

|                    |                    |
|--------------------|--------------------|
| Amsler.            | Morgan             |
| Bell.              | of Robertson.      |
| Blount.            | Patterson.         |
| Bobbitt.           | Pool.              |
| Carter of Coke.    | Robinson.          |
| Coffee.            | Rowland.           |
| Collins.           | Stevens.           |
| Fugler.            | Stewart of Reeves. |
| Hardin             | Stiernberg.        |
| of Kaufman.        | Storey.            |
| Henderson          | Strickland.        |
| of McLennan.       | Thrasher.          |
| Hughes.            | Vaughan.           |
| LeSturgeon.        | Wallace.           |
| Loftin.            | Wells.             |
| Maxwell.           | Westbrook.         |
| Melson.            | Williamson.        |
| Morgan of Liberty. |                    |

Absent—Excused.

|                  |                     |
|------------------|---------------------|
| Atkinson.        | McBride.            |
| Baker of Orange. | McDonald.           |
| Bryant.          | Merriman.           |
| Dinkle.          | Russell of Trinity. |
| Jones.           | Sackett.            |
| Lamb.            | Sweet.              |
| Lusk.            |                     |

The Speaker then laid House bill No. 22 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—96.

|                  |                    |
|------------------|--------------------|
| Abney.           | Lackey.            |
| Arnold.          | Laird.             |
| Avis.            | Lane.              |
| Baker of Milam.  | LeMaster.          |
| Baldwin.         | Lewis.             |
| Barker.          | Looney.            |
| Barrett.         | McDaniel.          |
| Beasley.         | McFarlane.         |
| Bird.            | McKean.            |
| Bonham.          | McNatt.            |
| Burmeister.      | Martin.            |
| Cable.           | Merritt.           |
| Carpenter        | Miller.            |
| of Matagorda.    | Montgomery.        |
| Carson.          | Moore.             |
| Carter of Hays.  | Pate.              |
| Chitwood.        | Patman.            |
| Covey.           | Perdue.            |
| Cowen.           | Pinkston.          |
| Crawford.        | Pool.              |
| Culp.            | Pope.              |
| Davenport.       | Potter.            |
| DeBerry.         | Price.             |
| Dielmann.        | Purl.              |
| Dodd.            | Quinn.             |
| Downs.           | Rice.              |
| Driggers.        | Rogers.            |
| Duffey.          | Russell            |
| Dunlap.          | of Callahan.       |
| Dunn.            | Sanford.           |
| Durham.          | Satterwhite.       |
| Edwards.         | Shearer.           |
| Faubion.         | Shires.            |
| Finlay.          | Simpson.           |
| Frnka.           | Smith.             |
| Gipson.          | Sparkman.          |
| Green.           | Stell.             |
| Greer.           | Stewart            |
| Hardin of Erath. | of Edwards.        |
| Harrington.      | Stewart            |
| Harris.          | of Galveston.      |
| Henderson        | Stewart of Jasper. |
| of Marion.       | Stroder.           |
| Hendricks.       | Teer.              |
| Houston.         | Thompson.          |
| Hull.            | Wallace.           |
| Irwin.           | Westbrook.         |
| Jacks.           | Wilmans.           |
| Jennings.        | Winfree.           |
| Johnson.         | Young.             |
| Kemble.          |                    |

Nays—4.

|         |          |
|---------|----------|
| Davis.  | Mathes.  |
| Fields. | Wessels. |

Present—Not Voting.

|              |         |
|--------------|---------|
| Mr. Speaker. | Howeth. |
|--------------|---------|

| Absent.         |                    |
|-----------------|--------------------|
| Amsler.         | Morgan             |
| Bell.           | of Liberty.        |
| Blount.         | Morgan             |
| Bobbitt.        | of Robertson.      |
| Carpenter       | Patterson.         |
| of Dallas.      | Quaid.             |
| Carter of Coke. | Robinson.          |
| Coffee.         | Rowland.           |
| Collins.        | Stevens.           |
| Fugler.         | Stewart of Reeves. |
| Hardin          | Stiernberg.        |
| of Kaufman.     | Storey.            |
| Henderson       | Strickland.        |
| of McLennan.    | Thrasher.          |
| Hughes.         | Turner.            |
| LeStourgeon.    | Vaughan.           |
| Loftin.         | Wells.             |
| Maxwell.        | Williamson.        |
| Melson.         |                    |

## Absent—Excused.

|                  |                     |
|------------------|---------------------|
| Atkinson.        | McBride.            |
| Baker of Orange. | McDonald.           |
| Bryant.          | Merriman.           |
| Dinkle.          | Russell of Trinity. |
| Jones.           | Sackett.            |
| Lamb.            | Sweet.              |
| Lusk.            | Wilson.             |

HOUSE BILL NO. 12 ON SECOND  
READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 12, A bill to be entitled "An Act to amend Article 7629 of the Revised Civil Statutes of 1911, pertaining to credits allowed tax collectors for unpaid taxes reported or returned by them as delinquent or insolvent."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 12 ON THIRD  
READING.

Mr. Downs moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 12 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102.

|                 |             |
|-----------------|-------------|
| Mr. Speaker.    | Beasley.    |
| Abney.          | Bird.       |
| Arnold.         | Bonham.     |
| Avis.           | Burmeister. |
| Baker of Milam. | Cable.      |
| Baldwin.        | Carpenter   |
| Barker.         | of Dallas.  |
| Barrett.        | Carson.     |

|                  |                    |
|------------------|--------------------|
| Carter of Coke.  | McDonald.          |
| Carter of Hays.  | McFarlane.         |
| Chitwood.        | McNatt.            |
| Covey.           | Martin.            |
| Cowen.           | Mathes.            |
| Crawford.        | Merritt.           |
| Culp.            | Miller.            |
| Davis.           | Montgomery.        |
| DeBerry.         | Pate.              |
| Dielmann.        | Patman.            |
| Dodd.            | Perdue.            |
| Downs.           | Pinkston.          |
| Driggers.        | Pool.              |
| Duffey.          | Potter.            |
| Dunlap.          | Price.             |
| Dunn.            | Purl.              |
| Durham.          | Quaid.             |
| Edwards.         | Quinn.             |
| Faubion.         | Rice.              |
| Fields.          | Rogers.            |
| Finlay.          | Russell            |
| Frnka.           | of Callahan.       |
| Gipson.          | Sanford.           |
| Green.           | Satterwhite.       |
| Greer.           | Shearer.           |
| Hardin of Erath. | Shires.            |
| Harrington.      | Simpson.           |
| Harris.          | Smith.             |
| Henderson        | Sparkman.          |
| of Marion.       | Stell.             |
| Hendricks.       | Stewart            |
| Houston.         | of Edwards.        |
| Howeth.          | Stewart            |
| Hull.            | of Galveston.      |
| Irwin.           | Stewart of Jasper. |
| Jacks.           | Stroder.           |
| Jennings.        | Teer.              |
| Johnson.         | Thompson.          |
| Kemble.          | Thrasher.          |
| Lackey.          | Turner.            |
| Laird.           | Wallace.           |
| Lane.            | Westbrook.         |
| LeMaster.        | Wessels.           |
| Lewis.           | Wilmans.           |
| Looney.          | Winfree.           |
| McDaniel.        | Young.             |

## Absent.

|               |                    |
|---------------|--------------------|
| Amsler.       | Melson.            |
| Bell.         | Moore.             |
| Blount.       | Morgan             |
| Bobbitt.      | of Liberty.        |
| Carpenter     | Morgan             |
| of Matagorda. | of Robertson.      |
| Coffee.       | Patterson.         |
| Collins.      | Pope.              |
| Davenport.    | Robinson.          |
| Fugler.       | Rowland.           |
| Hardin        | Stevens.           |
| of Kaufman.   | Stewart of Reeves. |
| Henderson     | Stiernberg.        |
| of McLennan.  | Storey.            |
| Hughes.       | Strickland.        |
| LeStourgeon.  | Vaughan.           |
| Loftin.       | Wells.             |
| McKean.       | Williamson.        |
| Maxwell.      |                    |

## Absent—Excused.

|                  |                     |
|------------------|---------------------|
| Atkinson.        | McBride.            |
| Baker of Orange. | Merriman.           |
| Bryant.          | Russell of Trinity. |
| Dinkle.          | Sackett.            |
| Jones.           | Sweet.              |
| Lamb.            | Wilson.             |
| Lusk.            |                     |

The Speaker then laid House bill No. 12 before the House, on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—101.

|                  |                    |
|------------------|--------------------|
| Mr. Speaker.     | Hull.              |
| Abney.           | Irwin.             |
| Arnold.          | Jacks.             |
| Avis.            | Jennings.          |
| Baker of Milam.  | Johnson.           |
| Baldwin.         | Kemble.            |
| Barker.          | Lackey.            |
| Barrett.         | Laird.             |
| Beasley.         | Lane.              |
| Bird.            | LeMaster.          |
| Blount.          | Lewis.             |
| Bonham.          | Loftin.            |
| Burmeister.      | Looney.            |
| Cable.           | McDaniel.          |
| Carpenter        | McFarlane.         |
| of Dallas.       | McKean.            |
| Carpenter        | McNatt.            |
| of Matagorda.    | Martin.            |
| Carson.          | Mathes.            |
| Carter of Coke.  | Merritt.           |
| Carter of Hays.  | Miller.            |
| Chitwood.        | Montgomery.        |
| Covey.           | Pate.              |
| Crawford.        | Patman.            |
| Culp.            | Perdue.            |
| Davenport.       | Pinkston.          |
| Davis.           | Potter.            |
| DeBerry.         | Purl.              |
| Dielmann.        | Quaid.             |
| Dodd.            | Rogers.            |
| Downs.           | Russell            |
| Driggers.        | of Callahan.       |
| Duffey.          | Sanford.           |
| Dunn.            | Satterwhite.       |
| Durham.          | Shearer.           |
| Edwards.         | Shires.            |
| Faubion.         | Simpson.           |
| Fields.          | Smith.             |
| Finlay.          | Sparkman.          |
| Frnka.           | Stell.             |
| Gipson.          | Stewart            |
| Green.           | of Edwards.        |
| Greer.           | Stewart            |
| Hardin of Erath. | of Galveston.      |
| Harrington.      | Stewart of Jasper. |
| Harris.          | Storey.            |
| Henderson.       | Stroder.           |
| of Marion.       | Teer.              |
| Hendricks.       | Thompson.          |
| Howeth.          | Thrasher.          |

|            |          |
|------------|----------|
| Turner.    | Wilmans. |
| Wallace.   | Winfree. |
| Westbrook. | Young.   |
| Wessels.   |          |

Nays—2.

|          |       |
|----------|-------|
| Houston. | Pope. |
|----------|-------|

Present—Not Voting.

Rice.

Absent.

|              |                    |
|--------------|--------------------|
| Amsler.      | Morgan             |
| Bell.        | of Liberty.        |
| Bobbitt.     | Morgan             |
| Coffee.      | of Robertson.      |
| Collins.     | Patterson.         |
| Cowen.       | Pool.              |
| Dunlap.      | Price.             |
| Fugler.      | Quinn.             |
| Hardin       | Robinson.          |
| of Kaufman.  | Rowland.           |
| Henderson    | Stevens.           |
| of McLennan. | Stewart of Reeves. |
| Hughes.      | Stiernberg.        |
| LeSturgeon.  | Strickland.        |
| Maxwell.     | Vaughan.           |
| Melson.      | Wells.             |
| Moore.       | Williamson.        |

## Absent—Excused.

|                  |                     |
|------------------|---------------------|
| Atkinson.        | McBride.            |
| Baker of Orange. | McDonald.           |
| Bryant.          | Merriman.           |
| Dinkle.          | Russell of Trinity. |
| Jones.           | Sackett.            |
| Lamb.            | Sweet.              |
| Lusk.            | Wilson.             |

## HOUSE BILL NO. 36 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 36, A bill to be entitled "An Act amending Section 15 of Article 7355 of the Revised Civil Statutes of Texas of 1911, relative to occupation taxes; fixing the amount of taxes to be levied on all carnival companies; conferring upon counties, incorporated cities, towns and villages authority to levy occupation taxes; providing for the bringing of suit for the collection of such taxes due; fixing the venue thereof, and declaring an emergency."

The bill was read second time.

Mr. Baldwin offered the following amendments to the bill:

(1)

Amend House bill No. 36, Section 1,

lines 24 and 25, by striking out the words "for each and every day an exhibition or performance is given."

(2)

Amend House bill No. 36, Section 1, line 33, by inserting after the word "day" the following: "for the first day and two dollars for each succeeding day." And by inserting in line 35, after the word "day" the following: "for the first day and four dollars for each succeeding day." And by inserting at the end of line 35, the following: "if more than twelve wagons, automobiles or automobile trucks are used there."

The amendments were severally adopted.

House bill No. 36 was then passed to engrossment.

### HOUSE BILL NO. 36 ON THIRD READING.

Mr. Baldwin moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 36 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—84.

|                 |                  |
|-----------------|------------------|
| Mr. Speaker.    | Durham.          |
| Arnold.         | Edwards.         |
| Baker of Milam. | Faubion.         |
| Baldwin.        | Fields.          |
| Barrett.        | Finlay.          |
| Beasley.        | Frnka.           |
| Bonham.         | Green.           |
| Burmeister.     | Hardin of Erath. |
| Cable.          | Henderson.       |
| Carpenter       | of Marion.       |
| of Dallas.      | Irwin.           |
| Carpenter       | Jacks.           |
| of Matagorda.   | Jennings.        |
| Carson.         | Johnson.         |
| Carter of Coke. | Lackey.          |
| Carter of Hays. | Laird.           |
| Chitwood.       | Lane.            |
| Collins.        | LeMaster.        |
| Covey.          | Lewis.           |
| Cowen.          | Loftin.          |
| Crawford.       | McDaniel.        |
| Culp.           | McKean.          |
| Davenport.      | Mathes.          |
| Davis.          | Maxwell.         |
| DeBerry.        | Merritt.         |
| Dielmann.       | Miller.          |
| Dodd.           | Montgomery.      |
| Downs.          | Moore.           |
| Driggers.       | Pate.            |
| Duffey.         | Patman.          |
| Dunlap.         | Perdue.          |
| Dunn.           | Pinkston.        |

Price.  
Quinn.  
Rice.  
Russell  
of Callahan.  
Sanford.  
Satterwhite.  
Shearer.  
Simpson.  
Smith.  
Sparkman.  
Stell.  
Stewart  
of Edwards.

Stewart  
of Galveston.  
Stewart of Jasper.  
Stewart of Reeves.  
Storey.  
Stroder.  
Teer.  
Thompson.  
Thrasher.  
Turner.  
Wallace.  
Westbrook.  
Winfree.

Nays—21.

Abney.  
Avis.  
Bird.  
Blount.  
Gipson.  
Harrington.  
Harris.  
Houston.  
Howeth.  
Hull.  
Kemble.

Looney.  
McNatt.  
Pool.  
Pope.  
Potter.  
Quaid.  
Rogers.  
Shires.  
Wessels.  
Young.

Absent.

Amsler.  
Barker.  
Bell.  
Bobbitt.  
Coffee.  
Fugler.  
Greer.  
Hardin  
of Kaufman.  
Henderson  
of McLennan.  
Hendricks.  
Hughes.  
LeSturgeon.  
McFarlane.  
Martin.

Melson.  
Morgan  
of Liberty.  
Morgan  
of Robertson.  
Patterson.  
Purl.  
Robinson.  
Rowland.  
Stevens.  
Stiernberg.  
Strickland.  
Vaughan.  
Wells.  
Williamson.  
Wilmans.

Absent—Excused.

Atkinson.  
Baker of Orange.  
Bryant.  
Dinkle.  
Jones.  
Lamb.  
Lusk.

McBride.  
McDonald.  
Merriman.  
Russell of Trinity.  
Sackett.  
Sweet.  
Wilson.

The Speaker then laid House bill No. 36 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—77.

|                 |          |
|-----------------|----------|
| Baker of Milam. | Barrett. |
| Baldwin.        | Beasley. |
| Barker.         | Bell.    |

|                 |                    |
|-----------------|--------------------|
| Bonham.         | McDaniel.          |
| Burmeister.     | McKean.            |
| Cable.          | Martin.            |
| Carpenter       | Mathes.            |
| of Dallas.      | Maxwell.           |
| Carpenter       | Melson.            |
| of Matagorda.   | Merritt.           |
| Carter of Coke. | Miller.            |
| Carter of Hays. | Moore.             |
| Chitwood.       | Pate.              |
| Collins.        | Pinkston.          |
| Covey.          | Price.             |
| Cowen.          | Purl.              |
| Crawford.       | Rice.              |
| Culp.           | Russell            |
| Davis.          | of Callahan.       |
| Dielmann.       | Sanford.           |
| Dodd.           | Satterwhite.       |
| Downs.          | Shearer.           |
| Driggers.       | Simpson.           |
| Duffey.         | Sparkman.          |
| Dunlap.         | Stell.             |
| Dunn.           | Stevens.           |
| Durham.         | Stewart            |
| Edwards.        | of Edwards.        |
| Faubion.        | Stewart            |
| Fields.         | of Galveston.      |
| Finlay.         | Stewart of Jasper. |
| Frnka.          | Stewart of Reeves. |
| Greer.          | Stroder.           |
| Henderson       | Teer.              |
| of Marion.      | Thompson.          |
| Howeth.         | Thrasher.          |
| Jennings.       | Turner.            |
| Lackey.         | Wallace.           |
| Lane.           | Westbrook.         |
| LeMaster.       | Wilmans.           |
| Lewis.          | Winfree.           |
| Loftin.         | Young.             |

Nays—30.

|              |            |
|--------------|------------|
| Abney.       | Jacks.     |
| Arnold.      | Johnson.   |
| Avis.        | Kemble.    |
| Blount.      | Laird.     |
| Carson.      | Looney.    |
| Davenport.   | McFarlane. |
| DeBerry.     | McNatt.    |
| Gipson.      | Pool.      |
| Green.       | Pope.      |
| Harrington.  | Quaid.     |
| Harris.      | Quinn.     |
| Henderson    | Rogers.    |
| of McLennan. | Shires.    |
| Houston.     | Storey.    |
| Hull.        | Wessels.   |
| Irwin.       |            |

Present—Not Voting.

Perdue.

Absent.

|          |                  |
|----------|------------------|
| Amsler.  | Fugler.          |
| Bird.    | Hardin of Erath. |
| Bobbitt. | Hardin           |
| Coffee.  | of Kaufman.      |

|               |             |
|---------------|-------------|
| Hendricks.    | Potter.     |
| Hughes.       | Robinson.   |
| LeSturgeon.   | Rowland.    |
| Montgomery.   | Smith.      |
| Morgan        | Stiernberg. |
| of Liberty.   | Strickland. |
| Morgan        | Vaughan.    |
| of Robertson. | Wells.      |
| Patman.       | Williamson. |
| Patterson.    |             |

Absent—Excused.

|                  |                     |
|------------------|---------------------|
| Atkinson.        | McBride.            |
| Baker of Orange. | McDonald.           |
| Bryant.          | Merriman.           |
| Dinkle.          | Russell of Trinity. |
| Jones.           | Sackett.            |
| Lamb.            | Sweet.              |
| Lusk.            | Wilson.             |

## HOUSE BILL NO. 39 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 39, A bill to be entitled "An Act to require the teaching of the Constitution of the United States and of this State, including the study of and devotion to American institutions and ideals in all the public schools and colleges."

The bill was read second time.

Mr. Dielmann offered the following amendment to the bill:

Amend House bill No. 39 by adding in Section 1 after the words "United States Constitution" the words "and of the Constitution of Texas."

The amendment was adopted.

Mr. McFarlane raised a point of order on consideration of the bill on the ground that the bill does not come within the Governor's call.

The Speaker sustained the point of order.

On motion of Mr. Carpenter of Dallas, by unanimous consent, the bill was laid on the table subject to call.

## HOUSE BILL NO. 67 ON ENGROSSMENT.

The Speaker laid before the House, as postponed business, on its second reading and passage to engrossment,

H. B. No. 67, A bill to be entitled "An Act levying and providing for the payment of a State occupation tax on those who, in this State, refine, compound, manufacture, blend or prepare gasoline or gasoline substitutes from petroleum or natural gas and sell same

in intrastate commerce in this State; and levying a State occupation tax on those who make the first sale in intrastate commerce in this State of gasoline or gasoline substitute, brought into the State from outside the State which has been refined, compounded, manufactured, blended or prepared from petroleum or natural gas; requiring reports to be made, and records to be kept, and permitting inspection thereof by proper public officials, and prescribing penalties for failure to comply with the act in order to facilitate collection of such occupation taxes; providing for the interest on delinquent taxes and penalties; making disposition of the taxes after collected; providing for suits for taxes, penalties and interest and compensation of officers bringing same; defining gasoline; declaring the legislative intent as to parts of the act being held invalid; repealing the present gasoline occupation tax law; defining 'person' as used in the act, and declaring an emergency."

The bill having heretofore been read second time, with amendment by Mr. Patman pending.

(Mr. Beasley in the chair.)

Mr. Lackey moved the previous question on the pending amendment and the main question was ordered.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

#### Yeas—68.

|                 |              |
|-----------------|--------------|
| Baker of Milam. | Durham.      |
| Baldwin.        | Fields.      |
| Barker.         | Finlay.      |
| Barrett.        | Frnka.       |
| Bell.           | Harris.      |
| Bonham.         | Henderson    |
| Burmeister.     | of McLennan. |
| Cable.          | Howeth.      |
| Carpenter       | Hull.        |
| of Dallas.      | Irwin.       |
| Carpenter       | Jacks.       |
| of Matagorda.   | Johnson.     |
| Carson.         | Laird.       |
| Carter of Coke. | Lane.        |
| Coffee.         | LeMaster.    |
| Collins.        | Lewis.       |
| Culp.           | Looney.      |
| Davenport.      | McDaniel.    |
| Davis.          | McFarlane.   |
| DeBerry.        | Mathes.      |
| Dielmann.       | Merritt.     |
| Dodd.           | Miller.      |
| Driggers.       | Pate.        |
| Duffey.         | Patman.      |
| Dunn.           | Perdue.      |

|              |                    |
|--------------|--------------------|
| Pinkston.    | Stewart            |
| Pope.        | of Edwards.        |
| Price.       | Stewart            |
| Rice.        | of Galveston.      |
| Rogers.      | Stewart of Jasper. |
| Satterwhite. | Storey.            |
| Shearer.     | Stroder.           |
| Shires.      | Teer.              |
| Simpson.     | Thompson.          |
| Sparkman.    | Thrasher.          |
| Stevens.     | Westbrook.         |
|              | Young.             |

#### Nays—40.

|                  |                    |
|------------------|--------------------|
| Abney.           | Lackey.            |
| Arnold.          | McKean.            |
| Avis.            | McNatt.            |
| Bird.            | Maxwell.           |
| Blount.          | Melson.            |
| Carter of Hays.  | Montgomery.        |
| Chitwood.        | Pool.              |
| Covey.           | Purl.              |
| Cowen.           | Quaid.             |
| Crawford.        | Quinn.             |
| Faubion.         | Russell            |
| Fugler.          | of Callahan.       |
| Gipson.          | Sanford.           |
| Green.           | Smith.             |
| Greer.           | Stell.             |
| Hardin of Erath. | Stewart of Reeves. |
| Harrington.      | Stiernberg.        |
| Henderson        | Turner.            |
| of Marion.       | Wessels.           |
| Hendricks.       | Wilman.            |
| Jennings.        | Winfree.           |

#### Present—Not Voting.

Houston.

#### Absent.

|              |               |
|--------------|---------------|
| Amsler.      | Morgan        |
| Beasley.     | of Liberty.   |
| Bobbitt.     | Morgan        |
| Downs.       | of Robertson. |
| Dunlap.      | Patterson.    |
| Edwards.     | Potter.       |
| Hardin       | Robinson.     |
| of Kaufman.  | Rowland.      |
| Hughes.      | Strickland.   |
| Kemble.      | Vaughan.      |
| LeStourgeon. | Wallace.      |
| Loftin.      | Wells.        |
| Martin.      | Williamson.   |
| Moore.       |               |

#### Absent—Excused.

|                  |                     |
|------------------|---------------------|
| Atkinson.        | McBride.            |
| Baker of Orange. | McDonald.           |
| Bryant.          | Merriman.           |
| Dinkle.          | Russell of Trinity. |
| Jones.           | Sackett.            |
| Lamb.            | Sweet.              |
| Lusk.            | Wilson.             |



Mr. Davenport offered the following amendment to the bill:

Amend House bill No. 67 by striking out all of Sections 2 and 4 and renumbering sections consecutively.

The amendment was adopted.

Mr. Davenport offered the following amendment to the bill:

Amend House bill No. 67, page 108 of the House Journal, by striking out all of Section 3 and inserting the following:

"Section 3. Every person mentioned or included in or affected by Section one (1) of this act shall on or before the 25th day of each month make and deliver to the Comptroller of Public Accounts at Austin, Travis county, Texas, a report sworn to by such person before an officer authorized to administer oaths in this State (or if such person be other than an individual, so sworn to by its president, secretary, treasurer or other duly authorized officer, or by its representative in charge of its said business) in such forms as said Comptroller shall prescribe, of the total number of gallons of gasoline, refined, compounded, manufactured, blended or prepared as gasoline in this State by such person during the next preceding calendar month which has been refined, compounded, manufactured, blended or prepared in this State by such person."

The amendment was adopted.

Mr. Davenport offered the following amendments to the bill:

Amend House bill No. 67, page 108 of House Journal, by striking out all of Section 6 and inserting the following:

"Sec. 6. Every person mentioned or included in or affected by Section one (1) of this act shall keep a complete record of all gasoline refined, compounded, manufactured, blended or prepared, and shall show the number of gallons of gasoline refined, compounded, manufactured, blended or prepared by such persons mentioned in Section one (1) hereof. All of which records shall be open at all times to official inspection and examination of the Comptroller of Public Accounts, or the Attorney General, or any employe or representative of such Comptroller or Attorney General. Any such person failing to keep such record or records herein as required shall forfeit to the State as a penalty an amount not exceeding one thousand dollars; and for each day such person so fails to keep such record or records a separate penalty shall accrue."

Amend House bill No. 67, Section 7, by striking out after the words "Sec. 1" the words "or 2."

The amendments were severally adopted.

Mr. Rogers offered the following amendment to the bill:

Amend House bill No. 67, Section 14, by adding after the word "trusts" the words "joint stock associations or receiver thereof."

The amendment was lost.

Mr. Davenport offered the following amendment to the bill:

Amend House bill No. 67 by striking out all preceding the enacting clause and insert in lieu thereof:

"A bill to be entitled 'An Act levying and providing for the payment of a State occupation tax on those who, in this State, refine, compound, manufacture, blend or prepare gasoline or gasoline substitute from petroleum or natural gas; requiring reports to be made, and records to be kept, and permitting inspection thereof by proper public officials, and prescribing penalties for failures to comply with the acts in order to facilitate collection of such occupation taxes; providing for interest on delinquent taxes and penalties; making disposition of the taxes after collected; defining gasoline; declaring the legislative intent as to parts of the act being held invalid; repealing the present gasoline occupation tax law; defining 'person' as used in the act, and declaring an emergency.'"

The amendment was adopted.

House bill No. 67 was then passed to engrossment.

#### HOUSE BILL NO. 67 ON THIRD READING.

Mr. Davenport moved that the constitutional rule requiring bills to be read on three several days be suspended, and that House bill No. 67 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—105.

|                 |               |
|-----------------|---------------|
| Abney.          | Blount.       |
| Arnold.         | Bonham.       |
| Avis.           | Burmeister.   |
| Baker of Milam. | Cable.        |
| Baldwin.        | Carpenter     |
| Barker.         | of Dallas.    |
| Barrett.        | Carpenter     |
| Bell.           | of Matagorda. |
| Bird.           | Carson.       |

|                  |                    |
|------------------|--------------------|
| Carter of Coke.  | McFarlane.         |
| Carter of Hays.  | McNatt.            |
| Chitwood.        | Martin.            |
| Coffee.          | Mathes.            |
| Collins.         | Melson.            |
| Covey.           | Merritt.           |
| Cowen.           | Miller.            |
| Crawford.        | Montgomery.        |
| Culp.            | Moore.             |
| Davenport.       | Pate.              |
| Davis.           | Patman.            |
| DeBerry.         | Perdue.            |
| Dielmann.        | Pinkston.          |
| Dodd.            | Pool.              |
| Downs.           | Pope.              |
| Driggers.        | Price.             |
| Duffey.          | Purl. )            |
| Dunlap.          | Quaid.             |
| Dunn.            | Quinn.             |
| Durham.          | Rice.              |
| Edwards.         | Robinson.          |
| Faubion.         | Rogers.            |
| Fields.          | Russell            |
| Finlay.          | of Callahan.       |
| Frnka.           | Sanford.           |
| Fugler.          | Shearer.           |
| Gipson.          | Shires.            |
| Green.           | Simpson.           |
| Greer.           | Stell.             |
| Hardin of Erath. | Stevens.           |
| Harrington.      | Stewart            |
| Henderson.       | of Edwards.        |
| of Marion.       | Stewart            |
| Henderson        | of Galveston.      |
| of McLennan.     | Stewart of Jasper. |
| Houston.         | Stewart of Reeves. |
| Howeth.          | Stiernberg.        |
| Hull.            | Storey.            |
| Irwin.           | Stroder.           |
| Jacks.           | Teer.              |
| Jennings.        | Thompson.          |
| Johnson.         | Thrasher.          |
| Lackey.          | Wallace.           |
| Lane.            | Westbrook.         |
| LeMaster.        | Wilmans.           |
| Lewis.           | Winfree.           |
| Looney.          | Young.             |
| McDaniel.        |                    |

Nays—4.

|            |          |
|------------|----------|
| Hendricks. | Maxwell. |
| Laird.     | Wessels. |
| McKean.    |          |

Present—Not Voting.

Mr. Speaker.

Absent.

|             |               |
|-------------|---------------|
| Amsler.     | LeSturgeon.   |
| Beasley.    | Loftin.       |
| Bobbitt.    | Morgan        |
| Hardin      | of Liberty.   |
| of Kaufman. | Morgan        |
| Harris.     | of Robertson. |
| Hughes.     | Patterson.    |
| Kemble.     | Potter.       |

|              |             |
|--------------|-------------|
| Rowland.     | Turner.     |
| Satterwhite. | Vaughan.    |
| Smith.       | Wells.      |
| Sparkman.    | Williamson. |
| Strickland.  |             |

Absent—Excused.

|                  |                     |
|------------------|---------------------|
| Atkinson.        | McBride.            |
| Baker of Orange. | McDonald.           |
| Bryant.          | Merriman.           |
| Dinkle.          | Russell of Trinity. |
| Jones.           | Sackett.            |
| Lamb.            | Sweet.              |
| Lusk.            | Wilson.             |

The Speaker then laid House bill No. 67 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—92.

|                 |                  |
|-----------------|------------------|
| Arnold.         | Hardin of Erath. |
| Avis.           | Harris.          |
| Baker of Milam. | Henderson.       |
| Baldwin.        | of Marion.       |
| Barker.         | Houston.         |
| Barrett.        | Hull.            |
| Bonham.         | Irwin.           |
| Burmeister.     | Jacks.           |
| Cable.          | Johnson.         |
| Carpenter       | Lackey.          |
| of Dallas.      | Lane.            |
| Carpenter       | LeMaster.        |
| of Matagorda.   | Lewis.           |
| Carson.         | Looney.          |
| Carter of Coke. | McDaniel.        |
| Carter of Hays. | McDonald.        |
| Chitwood.       | McFarlane.       |
| Coffee.         | Martin.          |
| Collins.        | Melson.          |
| Covey.          | Merritt.         |
| Cowen.          | Montgomery.      |
| Crawford.       | Moore.           |
| Culp.           | Pate.            |
| Davenport.      | Patman.          |
| Davis.          | Perdue.          |
| DeBerry.        | Pinkston.        |
| Dielmann.       | Pool.            |
| Dodd.           | Price.           |
| Downs.          | Purl.            |
| Driggers.       | Rice.            |
| Duffey.         | Robinson.        |
| Dunlap.         | Russell          |
| Dunn.           | of Callahan.     |
| Durham.         | Sanford.         |
| Edwards.        | Shearer.         |
| Faubion.        | Shires.          |
| Fields.         | Simpson.         |
| Finlay.         | Smith.           |
| Frnka.          | Stell.           |
| Fugler.         | Stevens.         |
| Gipson.         | Stewart          |
| Green.          | of Edwards.      |
| Greer.          |                  |

|                    |            |
|--------------------|------------|
| Stewart            | Thrasher.  |
| of Galveston.      | Turner.    |
| Stewart of Jasper. | Wallace.   |
| Stewart of Reeves. | Westbrook. |
| Stiernberg.        | Wilmans.   |
| Storey.            | Winfree.   |
| Stroder.           | Young.     |
| Teer.              |            |

Nays—11.

|              |              |
|--------------|--------------|
| Abney.       | Maxwell.     |
| Harrington.  | Pope.        |
| Henderson    | Quinn.       |
| of McLennan. | Rogers.      |
| Hendricks.   | Satterwhite. |
| Jennings.    | Wessels.     |
| McKean.      |              |

Present—Not Voting.

|         |        |
|---------|--------|
| Bird.   | Quaid. |
| McNatt. |        |

Absent.

|             |               |
|-------------|---------------|
| Amsler.     | Miller.       |
| Beasley.    | Morgan        |
| Bell.       | of Liberty.   |
| Blount.     | Morgan        |
| Bobbitt.    | of Robertson. |
| Hardin      | Patterson.    |
| of Kaufman. | Potter.       |
| Howeth.     | Rowland.      |
| Hughes.     | Sparkman.     |
| Kemble.     | Strickland.   |
| Laird.      | Thompson.     |
| LeSturgeon. | Vaughan.      |
| Loftin.     | Wells.        |
| Mathes.     | Williamson.   |

Absent—Excused.

|                  |                     |
|------------------|---------------------|
| Atkinson.        | McBride.            |
| Baker of Orange. | Merriman.           |
| Bryant.          | Russell of Trinity. |
| Dinkle.          | Sackett.            |
| Jones.           | Sweet.              |
| Lamb.            | Wilson.             |
| Lusk.            |                     |

Reason for Vote.

I am opposed to this form of taxation, and voted against it when it was up the first time. The reason I have voted for this and the second bill was to correct a gross error in the bill. I am for the correction, and not the bill.

YOUNG.

## HOUSE BILL NO. 55 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 55, A bill to be entitled "An Act levying an occupation tax on all lawyers in the State of Texas filing

petitions for divorce in the district courts of the State, and declaring an emergency, and repealing all laws in conflict herewith."

The bill was read second time.

Mr. Jennings moved that further consideration of the bill be postponed indefinitely.

Mrs. Wilmans moved to table the motion to postpone indefinitely.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—23.

|                 |             |
|-----------------|-------------|
| Abney.          | Pinkston.   |
| Arnold.         | Quinn.      |
| Baker of Milam. | Rogers.     |
| Bonham.         | Simpson.    |
| Carter of Coke. | Stell.      |
| Carter of Hays. | Stewart     |
| Cowen.          | of Edwards. |
| Durham.         | Stiernberg. |
| Lackey.         | Stroder.    |
| Laird.          | Thrasher.   |
| LeMaster.       | Turner.     |
| McKean.         | Wilmans.    |

Nays—80.

|               |                  |
|---------------|------------------|
| Avis.         | Hardin of Erath. |
| Baldwin.      | Harris.          |
| Barker.       | Henderson.       |
| Barrett.      | of Marion.       |
| Bell.         | Henderson        |
| Burmeister.   | of McLennan.     |
| Cable.        | Hendricks.       |
| Carpenter     | Houston.         |
| of Dallas.    | Howeth.          |
| Carpenter     | Hull.            |
| of Matagorda. | Irwin.           |
| Carson.       | Jacks.           |
| Chitwood.     | Jennings.        |
| Coffee.       | Lane.            |
| Collins.      | Lewis.           |
| Covey.        | Looney.          |
| Crawford.     | McDaniel.        |
| Culp.         | McFarlane.       |
| Davenport.    | McNatt.          |
| Davis.        | Martin.          |
| DeBerry.      | Mathes.          |
| Dielmann.     | Maxwell.         |
| Dodd.         | Melson.          |
| Downs.        | Merritt.         |
| Driggers.     | Miller.          |
| Dunn.         | Moore.           |
| Edwards.      | Pate.            |
| Faubion.      | Patman.          |
| Fields.       | Perdue.          |
| Finlay.       | Pope.            |
| Frnka.        | Price.           |
| Fugler.       | Purl.            |
| Green.        | Quaid.           |
| Greer.        | Rice.            |

|                      |                    |
|----------------------|--------------------|
| Robinson.            | Stewart of Jasper. |
| Russell of Callahan. | Stewart of Reeves. |
| Sanford.             | Storey.            |
| Satterwhite.         | Teer.              |
| Shearer.             | Thompson.          |
| Shires.              | Wallace.           |
| Sparkman.            | Westbrook.         |
| Stevens.             | Wessels.           |
| Stewart              | Young.             |
| of Galveston.        |                    |

Present—Not Voting.

Mr. Speaker. Duffey.

Absent.

|              |               |
|--------------|---------------|
| Amsler.      | Montgomery.   |
| Beasley.     | Morgan        |
| Bird.        | of Liberty.   |
| Blount.      | Morgan        |
| Bobbitt.     | of Robertson. |
| Dunlap.      | Patterson.    |
| Gipson.      | Pool.         |
| Hardin       | Potter.       |
| of Kaufman.  | Rowland.      |
| Harrington.  | Smith.        |
| Hughes.      | Strickland.   |
| Johnson.     | Vaughan.      |
| Kemble.      | Wells.        |
| LeStourgeon. | Williamson.   |
| Loftin.      | Winfree.      |

Absent—Excused.

|                  |                     |
|------------------|---------------------|
| Atkinson.        | McBride.            |
| Baker of Orange. | McDonald.           |
| Bryant.          | Merriman.           |
| Dinkle.          | Russell of Trinity. |
| Jones.           | Sackett.            |
| Lamb.            | Sweet.              |
| Lusk.            | Wilson.             |

Question then recurring on the motion to postpone indefinitely, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—74.

|                 |                  |
|-----------------|------------------|
| Abney.          | Culp.            |
| Avis.           | Davenport.       |
| Baldwin.        | Davis.           |
| Barker.         | DeBerry.         |
| Barrett.        | Dielmann.        |
| Bell.           | Dodd.            |
| Burmeister.     | Downs.           |
| Cable.          | Dunn.            |
| Carpenter       | Edwards.         |
| of Dallas.      | Faubion.         |
| Carpenter       | Fields.          |
| of Matagorda.   | Finlay.          |
| Carson.         | Frnka.           |
| Carter of Coke. | Fugler.          |
| Chitwood.       | Green.           |
| Coffee.         | Greer.           |
| Covey.          | Hardin of Erath. |
| Crawford.       | Harris.          |

|              |                    |
|--------------|--------------------|
| Henderson.   | Pope.              |
| of Marion.   | Price.             |
| Henderson    | Purl.              |
| of McLennan. | Quaid.             |
| Hendricks.   | Rice.              |
| Houston.     | Robinson.          |
| Hull.        | Rogers.            |
| Irwin.       | Russell            |
| Jacks.       | of Callahan.       |
| Jennings.    | Sanford.           |
| Lane.        | Satterwhite.       |
| Lewis.       | Shires.            |
| McDaniel.    | Stevens.           |
| McNatt.      | Stewart of Jasper. |
| Martin.      | Storey.            |
| Mathes.      | Teer.              |
| Merritt.     | Thompson.          |
| Miller.      | Wallace.           |
| Moore.       | Westbrook.         |
| Pate.        | Wessels.           |
| Patman.      | Winfree.           |
| Perdue.      | Young.             |

Nays—30.

|                 |                    |
|-----------------|--------------------|
| Arnold.         | Melson.            |
| Baker of Milam. | Pinkston.          |
| Bonham.         | Quinn.             |
| Carter of Hays. | Simpson.           |
| Cowen.          | Sparkman.          |
| Driggers.       | Stell.             |
| Duffey.         | Stewart            |
| Durham.         | of Edwards.        |
| Johnson.        | Stewart            |
| Lackey.         | of Galveston.      |
| Laird.          | Stewart of Reeves. |
| LeMaster.       | Stiernberg.        |
| Looney.         | Stroder.           |
| McFarlane.      | Thrasher.          |
| McKean.         | Turner.            |
| Maxwell.        | Wilman.            |

Present—Not Voting.

Mr. Speaker. Shearer.

Howeth.

Absent.

|              |               |
|--------------|---------------|
| Amsler.      | Montgomery.   |
| Beasley.     | Morgan        |
| Bird.        | of Liberty.   |
| Blount.      | Morgan        |
| Bobbitt.     | of Robertson. |
| Collins.     | Patterson.    |
| Dunlap.      | Pool.         |
| Gipson.      | Potter.       |
| Hardin       | Rowland.      |
| of Kaufman.  | Smith.        |
| Harrington.  | Strickland.   |
| Hughes.      | Vaughan.      |
| Kemble.      | Wells.        |
| LeStourgeon. | Williamson.   |
| Loftin.      |               |

Absent—Excused.

|                  |         |
|------------------|---------|
| Atkinson.        | Bryant. |
| Baker of Orange. | Dinkle. |

Jones.  
Lamb.  
Lusk.  
McBride.  
McDonald.

Merriman.  
Russell of Trinity.  
Sackett.  
Sweet.  
Wilson.

Mr. Purl moved to reconsider the vote by which the bill was postponed indefinitely, and to table the motion to reconsider.

The motion to table prevailed.  
(Speaker in the chair.)

#### HOUSE BILL NO. 57 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 57, A bill to be entitled "An Act extending for a period of five (5) years from the passage of this act all permits to prospect for oil and gas heretofore issued on State submerged lands, islands, bays, marshes, river bed channels and lakes, and providing that all permits hereafter issued shall be for a period of five (5) years; and providing that such permit shall be extended on the condition that the owner shall pay to the State annually in advance during the life of the permit the required sum or sums of money now provided by law, and that the owner of the permit shall drill, at the discretion of the Commissioner of the General Land Office, such offset well or wells as may be necessary to protect the State's interest in the area included in the permit."

The bill was read second time.

Mr. Turner offered the following amendment to the bill:

Amend House bill No. 57 by striking out all below the enacting clause and inserting in lieu thereof the following:

Section 1. That all permits to prospect for oil and gas hereafter issued on river beds and channels, fresh water lakes and islands therein, bays, marshes, reefs, salt water lakes, submerged lands, and on university lands, asylum lands and public school lands, surveyed or unsurveyed, which are unsold at the time this act goes into effect, shall be issued to run for a period of five years from the date thereof, and all permits heretofore issued on said unsold lands which have not been cancelled or forfeited at the date of the

passage of this act, shall be extended for a period of five years from the date of the passage of this act. All permits extended under the conditions above stated, and all permits hereafter issued, shall be upon the condition only that the owner of the permit shall pay to the State annually the required sum of ten cents per acre as is now provided by law, and shall drill the necessary offset well or wells as is now required by law; provided, that all permits heretofore issued on lands lying within an area under the control of a Federal receiver appointed by the Supreme Court of the United States, shall be, and they are hereby extended for a period of five years from and after the termination of such receivership.

Sec. 2. Permits issued, or to be issued upon applications, heretofore filed, or hereafter filed upon any land included in this act, may be issued to a permittee in a solid block, embracing an area not to exceed 10,240 acres, and where permits have been issued for smaller areas the same may be assigned as a whole into one ownership or may be grouped or combined into one organization, upon such terms as the owners may agree, and in one or more groups or combinations not to exceed an area equal to sixteen sections of 640 acres each, more or less, in one group, for the purpose of developing oil and gas. All such assignments and agreements shall be recorded in the county or counties in which the land or part thereof is situated and shall be filed in the General Land Office within sixty days after the execution of the same, accompanied by one dollar as a filing fee.

Sec. 3. The fact that the terms of the permits as they now exist are too short to secure adequate development, and that the development requirements under the present law are adverse to the best interests of the State, and of the mineral resources of Texas, create an emergency and an imperative public necessity exists that the constitutional rule which requires bills to be read on three several days in each house be suspended and that this bill be placed upon its third reading and final passage, and that it take effect from and after its passage, and it is so enacted.

Mr. Burmeister moved that the call of the House be extended until 6 o'clock p. m., and the motion was lost.

## ADJOURNMENT.

Mr. Crawford moved that the House adjourn until 9 o'clock a. m. tomorrow.

Mr. Merritt moved that the House adjourn until 10 o'clock a. m. tomorrow.

Question first recurring on the motion of Mr. Crawford, yeas and nays were demanded.

The motion was lost by the following vote:

## Yeas—39.

|               |                    |
|---------------|--------------------|
| Arnold.       | Patman.            |
| Barker.       | Perdue.            |
| Bird.         | Pope.              |
| Burmeister.   | Quinn.             |
| Carpenter     | Rice.              |
| of Dallas.    | Rogers.            |
| Carpenter     | Russell            |
| of Matagorda. | of Callahan.       |
| Covey.        | Satterwhite.       |
| Crawford.     | Shearer.           |
| Davis.        | Smith.             |
| DeBerry.      | Sparkman.          |
| Downs.        | Stell.             |
| Gipson.       | Stewart of Jasper. |
| Houston.      | Stewart of Reeves. |
| Howeth.       | Teer.              |
| Irwin.        | Thompson.          |
| Jennings.     | Wallace.           |
| Johnson.      | Wessels.           |
| Laird.        | Wilmons.           |
| Lane.         | Winfree.           |
| Martin.       |                    |

## Nays—62.

|                 |              |
|-----------------|--------------|
| Abney.          | Henderson.   |
| Baker of Milam. | of Marion.   |
| Barrett.        | Henderson    |
| Beasley.        | of McLennan. |
| Bell.           | Hendricks.   |
| Bonham.         | Jacks.       |
| Cable.          | Lackey.      |
| Carter of Coke. | LeMaster.    |
| Carter of Hays. | Lewis.       |
| Chitwood.       | Looney.      |
| Coffee.         | McDaniel.    |
| Collins.        | McKean.      |
| Culp.           | McNatt.      |
| Davenport.      | Maxwell.     |
| Dielmann.       | Melson.      |
| Dodd.           | Merritt.     |
| Driggers.       | Miller.      |
| Duffey.         | Montgomery.  |
| Dunlap.         | Moore.       |
| Dunn.           | Pinkston.    |
| Durham.         | Purl.        |
| Edwards.        | Quaid.       |
| Fields.         | Robinson.    |
| Finlay.         | Sanford.     |
| Fugler.         | Shires.      |
| Green.          | Simpson.     |
| Greer.          | Stevens.     |
| Harris.         | Stewart      |
|                 | of Edwards.  |

Stewart  
of Galveston.  
Stiernberg.  
Storey.  
Stroder.

Thrasher.  
Turner.  
Westbrook.  
Young.

Present—Not Voting.

Mr. Speaker.

Absent.

|                  |               |
|------------------|---------------|
| Amsler.          | Loftin.       |
| Avis.            | McFarlane.    |
| Baldwin.         | Mathes.       |
| Blount.          | Morgan        |
| Bobbitt.         | of Liberty.   |
| Carson.          | Morgan        |
| Cowen.           | of Robertson. |
| Faubion.         | Pate.         |
| Frnka.           | Patterson.    |
| Hardin of Erath. | Pool.         |
| Hardin           | Potter.       |
| of Kaufman.      | Price.        |
| Harrington.      | Rowland.      |
| Hughes.          | Strickland.   |
| Hull.            | Vaughan.      |
| Kemble.          | Wells.        |
| LeStourgeon.     | Williamson.   |

Absent—Excused.

|                  |                     |
|------------------|---------------------|
| Atkinson.        | McBride.            |
| Baker of Orange. | McDonald.           |
| Bryant.          | Merriman.           |
| Dinkle.          | Russell of Trinity. |
| Jones.           | Sackett.            |
| Lamb.            | Sweet.              |
| Lusk.            | Wilson.             |

Question then recurring on the motion of Mr. Merritt, yeas and nays were demanded.

The motion prevailed by the following vote:

## Yeas—55.

|                 |              |
|-----------------|--------------|
| Abney.          | Gipson.      |
| Arnold.         | Green.       |
| Baker of Milam. | Harris.      |
| Barrett.        | Henderson.   |
| Bell.           | of Marion.   |
| Bird.           | Henderson    |
| Carter of Coke. | of McLennan. |
| Carter of Hays. | Hendricks.   |
| Chitwood.       | Jacks.       |
| Coffee.         | Johnson.     |
| Collins.        | Lackey.      |
| Covey.          | Lewis.       |
| Crawford.       | McKean.      |
| Culp.           | McNatt.      |
| Davenport.      | Martin.      |
| Davis.          | Merritt.     |
| Dunlap.         | Miller.      |
| Dunn.           | Montgomery.  |
| Durham.         | Moore.       |
| Edwards.        | Pinkston.    |
| Fugler.         | Price.       |

|              |               |
|--------------|---------------|
| Purl.        | Stewart       |
| Quaid.       | of Edwards.   |
| Robinson.    | Stewart       |
| Rogers.      | of Galveston. |
| Sanford.     | Stiernberg.   |
| Satterwhite. | Storey.       |
| Shires.      | Teer.         |
| Smith.       | Turner.       |
|              | Wallace.      |

## Nays—43.

|               |                    |
|---------------|--------------------|
| Barker.       | Looney.            |
| Beasley.      | McFarlane.         |
| Bonham.       | Maxwell.           |
| Burmeister.   | Patman.            |
| Cable.        | Perdue.            |
| Carpenter     | Quinn.             |
| of Dallas.    | Rice.              |
| Carpenter     | Russell            |
| of Matagorda. | of Callahan.       |
| DeBerry.      | Shearer.           |
| Dielmann.     | Simpson.           |
| Dodd.         | Stell.             |
| Downs.        | Stevens.           |
| Driggers.     | Stewart of Jasper. |
| Duffey.       | Stewart of Reeves. |
| Fields.       | Stroder.           |
| Houston.      | Thompson.          |
| Howeth.       | Thrasher.          |
| Irwin.        | Westbrook.         |
| Jennings.     | Wessels.           |
| Laird.        | Wilmans.           |
| Lane.         | Winfree.           |
| LeMaster.     | Young.             |

Present—Not Voting.

Mr. Speaker.

Absent.

|                  |               |
|------------------|---------------|
| Amsler.          | Loftin.       |
| Avis.            | McDaniel.     |
| Baldwin.         | Mathes.       |
| Blount.          | Melson.       |
| Bobbitt.         | Morgan        |
| Carson.          | of Liberty.   |
| Cowen.           | Morgan        |
| Faubion.         | of Robertson. |
| Finlay.          | Pate.         |
| Frnka.           | Patterson.    |
| Greer.           | Pool.         |
| Hardin of Erath. | Pope.         |
| Hardin           | Potter.       |
| of Kaufman.      | Rowland.      |
| Harrington.      | Sparkman.     |
| Hughes.          | Strickland.   |
| Hull.            | Vaughan.      |
| Kemble.          | Wells.        |
| LeSturgeon.      | Williamson.   |

Absent—Excused.

|                  |          |
|------------------|----------|
| Atkinson.        | Jones.   |
| Baker of Orange. | Lamb.    |
| Bryant.          | Lusk.    |
| Dinkle.          | McBride. |

|                     |          |
|---------------------|----------|
| McDonald.           | Sackett. |
| Merriman.           | Sweet.   |
| Russell of Trinity. | Wilson.  |

The House accordingly, at 5 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

## APPENDIX.

## STANDING COMMITTEE REPORTS.

The following standing committee has today filed favorable report on bills as follows:

Revenue and Taxation—House bills Nos. 71 and 72.

## REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,  
Austin, Texas, May 31, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 12, A bill to be entitled "An Act to amend Article 7629 of the Revised Civil Statutes of 1911, pertaining to credits allowed tax collectors for unpaid taxes reported or returned by them as delinquent or insolvent,"

And find the same correctly engrossed.  
PRICE, Vice-Chairman.

Committee Room,  
Austin, Texas, May 31, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 22, A bill to be entitled "An Act amending subdivision (1) of Section 1 of an act authorizing and empowering certain municipalities of this State to fix and prescribe the annual salaries or compensation of their city or corporation judge, city attorney and city auditor, at not exceeding a maximum amount thereof and declaring an emergency, being House bill No. 101, Chapter 21, of the General Laws of Texas, approved June 17, 1920, and effective June 17, 1923, and declaring an emergency,"

And find the same correctly engrossed.  
SANFORD, Acting Chairman.

Committee Room,  
Austin, Texas, May 31, 1923.

Hon. R. E. Seagler, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills have carefully examined and com-  
pared

H. B. No. 11, A bill to be entitled  
"An Act to amend subdivision 5 of  
Article 7618 of the Revised Civil Stat-  
utes of 1911, as amended by Chapter  
124, page 190, General Laws, Regular  
Session, Thirty-fourth Legislature, ap-  
proved March 22, 1915, pertaining to  
the collection of delinquent and insol-  
vent taxes and making reports of same  
by county tax collectors."

And find the same correctly engrossed.  
SANFORD, Acting Chairman.

#### REPORT OF COMMITTEE ON EN- ROLLED BILLS.

Committee Room,  
Austin, Texas, May 31, 1923.

Hon. R. E. Seagler, Speaker of the  
House of Representatives.

Sir: Your Committee on Enrolled  
Bills, to whom was referred

H. B. No. 41, "An Act prescribing  
the method of the county tax collector  
making remittances to the State Treas-  
urer or any other State officer, board,  
commission or employe of the State, and  
prohibiting the payment of exchange on  
any such remittances; providing that  
liability shall not cease until actual  
receipt of money, and declaring an emer-  
gency."

Have carefully compared same and  
find it correctly enrolled, and have this  
day, at 3 o'clock p. m., presented same  
to the Governor for his approval.

HENDRICKS, Chairman.

#### ELEVENTH DAY.

(Friday, June 1, 1923.)

The House met at 10 o'clock a. m.,  
pursuant to adjournment, and was  
called to order by Speaker Seagler.

The roll was called and the following  
members were present:

|          |             |
|----------|-------------|
| Amaler.  | Beasley.    |
| Arnold.  | Bird.       |
| Avis.    | Blount.     |
| Baldwin. | Bonham.     |
| Barker.  | Burmeister. |
| Barrett. | Cable.      |

Carpenter  
of Matagorda.  
Carson.  
Carter of Coke.  
Carter of Hays.  
Chitwood.  
Coffee.  
Collins.  
Cowen.  
Crawford.  
Culp.  
Davenport.  
Davis.  
DeBerry.  
Dielmann.  
Dodd.  
Downs.  
Driggers.  
Duffey.  
Dunlap.  
Dunn.  
Durham.  
Edwards.  
Fields.  
Fugler.  
Gipson.  
Green.  
Greer.  
Hardin of Erath.  
Harris.  
Henderson.  
of Marion.  
Henderson  
of McLennan.  
Hendricks.  
Houston.  
Howeth.  
Irwin.  
Jacks.  
Jennings.  
Johnson.  
Kemble.  
Lackey.  
Laird.  
Lane.  
LeMaster.  
LeSturgeon.  
Lewis.  
Loftin.  
Looney.  
McDaniel.  
McFarlane.  
McNatt.  
Martin.

Maxwell.  
Melson.  
Merritt.  
Montgomery.  
Moore.  
Morgan  
of Liberty.  
Morgan  
of Robertson.  
Pate.  
Patman.  
Patterson.  
Perdue.  
Pinkston.  
Pool.  
Pope.  
Potter.  
Price.  
Purl.  
Quaid.  
Quinn.  
Rice.  
Robinson.  
Rogers.  
Russell  
of Callahan.  
Sanford.  
Satterwhite.  
Shearer.  
Shires.  
Simpson.  
Smith.  
Sparkman.  
Stell.  
Stevens.  
Stewart  
of Edwards.  
Stewart  
of Galveston.  
Stewart of Jasper.  
Stewart of Reeves.  
Stiernberg.  
Storey.  
Thompson.  
Thrasher.  
Turner.  
Wallace.  
Wells.  
Westbrook.  
Wessels.  
Williamson.  
Wilmons.  
Winfree.  
Young.

#### Absent.

|                       |             |
|-----------------------|-------------|
| Baker of Milam.       | Hull.       |
| Baker of Orange.      | McDonald.   |
| Bell.                 | Mathes.     |
| Bobbitt.              | Rowland.    |
| Covey.                | Strickland. |
| Finlay.               | Stroder.    |
| Hardin<br>of Kaufman. | Teer.       |
| Hughes.               | Vaughan.    |